



PATENT  
DEKA:264

## DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **TRANSFORMABLE INBRED CORN LINE LIZL5 AND METHODS FOR USE THEREOF**, the Specification of which:

☐ is attached hereto.  
☒ was filed on **June 28, 2000** as Application Serial No. **09/606,808**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, United States provisional application(s), or inventor's certificate listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
N/A			
(Number)	(Country)	(Date Filed)	Yes/No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application: None.

I hereby direct that all correspondence and telephone calls be addressed to Robert E. Hanson, Ph.D., Fulbright & Jaworski, 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (713) 787-1400.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

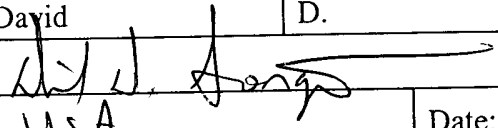
Inventor's Full Name:	James	R.	Larkins
Inventor's Signature:	<i>James R Larkins</i>		
Country of Citizenship:	USA		Date: 7-25-00
Residence Address: (street, number, city, state, and/or country)	<del>1780 Newman Cardington Road East</del> 1747 Lakeshore Dr <del>Waldo, OH 43356</del> Troy OH 45373		
Post Office Address: (if different from above)			

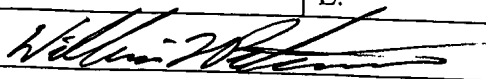
Inventor's Full Name:	David	D.	Songstad
Inventor's Signature:			
Country of Citizenship:		Date:	
Residence Address: (street, number, city, state, and/or country)	324 Panhurst Court Ballwin, MO 63021		
Post Office Address: (if different from above)			

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Inventor's Full Name:	James	R.	Larkins
Inventor's Signature:			
Country of Citizenship:			Date:
Residence Address: (street, number, city, state, and/or country)	1780 Newman-Cardington Road East Waldo, OH 43356		
Post Office Address: (if different from above)			

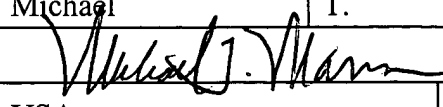
Inventor's Full Name:	David	D.	Songstad
Inventor's Signature:			
Country of Citizenship:	USA		Date: 7/24/2000
Residence Address: (street, number, city, state, and/or country)	324 Panhurst Court Ballwin, MO 63021		
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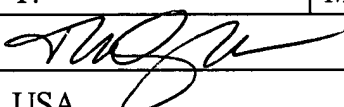
Inventor's Full Name:	William	L.	Petersen
Inventor's Signature:			
Country of Citizenship:		Date:	7-24-00
Residence Address: (street, number, city, state, and/or country)	8225 Crystal Lake Road Lodi, WI 53555		
Post Office Address: (if different from above)			

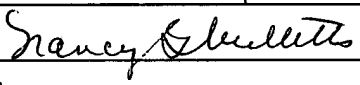
Inventor's Full Name:	Hongyi		Zhang
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Residence Address: (street, number, city, state, and/or country)	1097 Harness Drive St. Charles, MO 63304		
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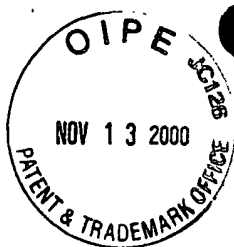
Inventor's Full Name:	William	L.	Petersen
Inventor's Signature:			
Country of Citizenship:		Date:	
Residence Address: (street, number, city, state, and/or country)	8225 Crystal Lake Road Lodi, WI 53555		
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Inventor's Full Name:	Michael	T.	Mann
Inventor's Signature:			
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Post Office Address: (if different from above)			

Inventor's Full Name:	T.	Michael	Spencer
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Inventor's Full Name:	Nancy	G.	Willetts
Inventor's Signature:			
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Residence Address: (street, number, city, state, and/or country)	13 Sunset Avenue Niantic, CT 06357		
Post Office Address: (if different from above)			



#5

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
James R. Larkins et al.

Serial No.: 09/606,808

Filed: June 28, 2000

For: TRANSFORMABLE INBRED CORN  
LINE LIZL5 AND METHODS FOR USE  
THEREOF

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: DEKA:264/REH

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73  
AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

Louis T. Pirkey, Reg. No. 22,393; Richard J. Groos, Reg. No. 32,231; David L. Parker, Reg. No. 32,165; William G. Barber, Reg. No. 33,154; David D. Bahler, Reg. No. 30,932; Stephen D. Dellett, Reg. No. 32,564; Michael S. Metteauer, Reg. No. 34,875; Michael O. Scheinberg, Reg. No. 36,919; Mark B. Wilson, Reg. No. 37,259; Steven L. Highlander, Reg. No. 37,642; Erik R. Nordstrom, Reg. No. 39,792; Teresa J. Bowles, Reg. No. 40,526; Stephen P. Meleen, Reg. No. 40,724; Richard A. Nakashima, Reg. No. 42,023; Robert E. Hanson, Reg. No. 42,628; Nicole Stafford, Reg. No. 43,929; Michael C. Barrett, Reg. No. 44,523; Mark T. Garrett, Reg. No. 44,699; Jonathan Hurt, Reg. No. 44,790; Gina N. Shishima, Reg. No. 45,104; Debra L. Dennett, Reg. No. 46,370; and Stephen M. Hash, Reg. No. 45,490;

each an attorney or agent of the firm of FULBRIGHT & JAWORSKI, as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to DEKALB GENETICS CORPORATION, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Robert E. Hanson, Ph.D.  
FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue  
Austin, Texas 78701  
(512) 418-3000

ASSIGNEE:  
DEKALB GENETICS CORPORATION

By: Bruce P. Bickner  
Name: Bruce P. Bickner  
Title: Chief Executive Officer  
Date: 9/06/00

ASSIGNMENT:

☒ Concurrently filed  
☐ Previously recorded  
Date: \_\_\_\_\_  
Reel: \_\_\_\_\_  
Frames: \_\_\_\_\_